



09-CV-00106-APPL

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

JARED PECK, a Washington resident, and
JAMES BOWDEN, a Washington resident,
individually and on behalf of all the members
of the class of persons similarly situated,

Plaintiffs,

v.

CINGULAR WIRELESS, LLC, a Delaware
limited liability company, d/b/a Cingular
Wireless, NEW CINGULAR WIRELESS
SERVICES, INC., a Delaware corporation
d/b/a AT&T Wireless, NEW CINGULAR
WIRELESS SERVICES PURCHASING
COMPANY, L.P., a Delaware limited
partnership, d/b/a Cingular Wireless, and NEW
CINGULAR WIRELESS PCS, LLC, a
Delaware limited liability company, d/b/a
Cingular Wireless,

Defendants.

Case No.: C09-0106TSZ

STIPULATION AND ORDER
DISMISSING CLAIMS BY AND
AGAINST PLAINTIFF JARED PECK

Clerk's Action Required

I. STIPULATION

The parties, through their designated counsel, hereby stipulate to the dismissal with prejudice of all claims, individual or representative, brought by plaintiff Jared Peck against defendants and without the award of fees or costs to any party. The claims by plaintiff James Bowden, individual and representative, shall proceed in this matter.

STIPULATION AND ORDER DISMISSING CLAIMS BY AND AGAINST
PLAINTIFF JARED PECK - C09-0106TSZ

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1 The parties further stipulate to the dismissal with prejudice of all counterclaims by
2 defendants against Mr. Peck and without costs or fees to any party.

3 DATED this 24th day of March 2009.

5 STOKES LAWRENCE, P.S.

BRESKIN JOHNSON & TOWNSEND, PLLC

7 By: /s/ Shelley M. Hall

8 Scott A.W. Johnson (WSBA #15543)
9 Shelley M. Hall (WSBA #28586)
Aneelah Afzali (WSBA #34552)
Attorneys for Defendants

By: /s/ Daniel F. Johnson

Daniel F. Johnson (WSBA #27848)
David E. Breskin (WSBA #10607)
Attorneys for Plaintiff

10 II. ORDER

11 Based upon the foregoing stipulation, it is hereby ordered that all claims by plaintiff Jared
12 Peck against defendants in the above-entitled cause are dismissed with prejudice and without
13 costs or fees to any party.

14 Based upon further stipulation, it is hereby ordered that the counterclaims of defendants
15 against plaintiff Jared Peck in the above-entitled cause are dismissed with prejudice and without
16 costs or fees to any party.

17 DATED this 31st day of March 2009.

*Defendants' motion for summary judgment as to Peck's
claims and the counterclaims against him, docket no. 10,
is STRICKEN as moot.*

19 
20 THE HONORABLE THOMAS S. ZILLY

21 Presented by:
22 STOKES LAWRENCE, P.S.

24 By: /s/ Shelley M. Hall

25 Scott A.W. Johnson (WSBA #15543)
26 Shelley M. Hall (WSBA #28586)
Aneelah Afzali (WSBA #34552)
Attorneys for Defendants

** The unredacted version of defendants'
motion is filed under seal as docket
no. 13.*

27 STIPULATION AND ORDER DISMISSING CLAIMS BY AND AGAINST
PLAINTIFF JARED PECK - C09-0106TSZ

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